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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/817,325	04/01/2004	Stephan Courcambek	2269-19-3	1111
7590 08/19/2008 GRAYBEAL JACKSON HALEY LLP Suite, 350 155-108th Avenue N.E. Bellevue, WA 98004-5973				
EXAMINER YALEW, FIKREMARIAM A				
ART UNIT 2136		PAPER NUMBER		
MAIL DATE 08/19/2008		DELIVERY MODE PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/817,325

Applicant(s)

COURCAMBECK ET AL.

Examiner

Fikremariam Yalew

Art Unit

2136

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 28 April 2008.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-5 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☐ Claim(s) _____ is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/55/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____

DETAILED ACTION

1. The office action is in replay to an amendment filed on 04/28/2008. Claims 1-5 are pending.

Response to Arguments

2. Applicant's arguments with respect to claims 1-5 have been considered but are moot in view of the new ground(s) of rejection.

Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 1-5 are rejected under 35 U.S.C. 103(a) as being unpatentable over Aucsmith et al(hereinafter referred as Aucsmith) US Patent No 5,940,513 in view of Brunk et al(hereinafter referred as Brunk) US Patent No 2007/0101147 A1.
5. As per claim 1: Aucsmith discloses a method for authorizing an access to a table of address correspondence between a multitask CPU and at least one memory containing several programs, consisting of calculating, on each task change of the CPU (See col 4 lines 65-67), a

signature of at least part of the program instruction lines (See col 4 lines 41-44), and each signature being associated with a program identifier (See col 5 lines 1-9).

Aucsmith does not explicitly teach checking the conformity of this signature with a signature recorded upon previous execution of the involved program.

However Brunk teaches checking the conformity of this signature with a signature recorded upon previous execution of the involved program (See Fig 1 step 28 ,Fig 4 step 54 and 0007)

Therefore it would have been obvious to one having ordinary skill in the art at that time to modify the teaching method of Brunk within Aucsmith method in order to enhance security of the system.

2. As per claim 2: the combination of Aucsmith and Brunk disclose the method wherein said signature is calculated by the implementation of a Hash function (See Aucsmith col 5 lines 1-9 and col 8 lines 44-53).
3. As per claim 3: the combination of Aucsmith and Brunk disclose the method wherein said memory is a RAM in which are loaded program lines from a mass storage (See Aucsmith col 6 lines 17-27 and col 8 lines 3-14).
4. As per claim 4: Aucsmith discloses a processor of multitask execution of several programs, exploiting a table of correspondence between virtual addresses of the lines of the different programs and physical addresses of these lines in at least one memory, each correspondence being associated with an identifier of the involved program(col 6 lines 43-64), comprising means for calculating a current signature based on at least part of the program lines in said memory (See col 4 lines 49-61), and

Aucsmith does not explicitly teach means for comparing this signature with the identifier of the program stored in the correspondence table. However Brunk teaches for comparing this signature with the identifier of the program stored in the correspondence table (See Fig 1 step 28 ,Fig 4 step 54 and 0007)

Therefore it would have been obvious to one having ordinary skill in the art at that time to modify the teaching method of Brunk within Aucsmith method inorder to enhance security of the system.

5. As per claim 5: the combination Aucsmith and Brunk discloses the processor wherein the identity of the signature and of the program identifier allows the CPU to execute the instruction of the involved program (See Aucsmith col 4 line 65 through col 5 line 7).

Conclusion

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. See PTO 892.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Fikremariam Yalew whose telephone number is 5712723852. The examiner can normally be reached on 9-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Moazzami Nasser can be reached on 571-272-4195. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Fikremariam Yalew
08/14/2008
FA

Art Unit 2136

/Nasser G Moazzami/
Supervisory Patent Examiner, Art Unit 2136